

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
FEBRUARY 1, 1950

Regular meeting beginning at 8:00 o'clock P.M. of Wednesday, February 1, 1950.
Councilmen present: Bull, Haskell, Lytle, Tolliver and Rinn. None absent.
Minutes of last meeting held January 18, 1950 approved as written and mailed.

REPORT OF THE CITY MANAGER -

LIQUOR LICENSE 13 KETTLEMAN	City Manager H. D. Weller reported receipt of formal notice from the State Board of Equalization that Betty June Kuhlman and Le Roy E. Kuhlman had applied for the transfer of the on sale liquor license now held by Esther and Pete Vinciarelli at 440-442 South Main Street to 13 East Kettleman Lane and that he had received several oral protests against this transfer. Mr Weller stated that he had advised these protestants that they should make their objections in writing to the State Board of Equalization and to the City Council. No written protests addressed to the City Council have been received up to the date of this meeting. Councilman Tolliver recommended, that if this transfer was approved by the State Board of Equalization, that the licensee be required to furnish space for "off-street" parking so as to prevent parking along Kettleman Lane, which lane is State Highway No. 12 which will eventually be one of the main connecting links between the bay area, the Redwood Empire and the Central Valley region. The City Manager was directed to notify the State Board of Equalization of the pending protests which would be formally presented to the Board if sufficient time was granted in which to secure signatures.
ORANGE AVENUE OPENING FROM OAK TO PINE	Mr Weller read a letter from Robert H. Mullen, Attorney for the Fugazi interests, requesting action in the improvement of Orange Avenue, Oak Street to Pine Street, deed presented at the January 18th meeting. Mr Weller read a letter signed jointly by Dino Barengo and Jerry Salomon stating their unwillingness to share in the cost of paving the east half of this street and offering to install concrete curbing and gutters along their several properties. Mr Barengo being present, restated the opinions voiced in the above letter and contending that the paving should be an obligation of the properties on the west side of this part of Orange Avenue. The Council requested that the parties at interest attempt to reach an amicable settlement and report its results at the February 15th meeting.
LIPILT PENALTY ABATED	On motion of Councilman Bull, Tolliver second, penalties imposed by Section 10 of Ordinance No. 375 against Werner T. Lipelt, were ordered abated in the amount of \$36.00 in that there was no deliberate attempt to avoid payment of this license, licensee being ignorant of the fact that in addition to his master plumbers' license, he would have to be licensed under the business license tax ordinance. Councilman Tolliver requested that a thorough check be made of all business places to see that they were properly licensed.
MONTHLY REPORT POLICE DEPT. SECOND-HAND DEALERS	The monthly report of the Chief of Police, including a tabulation of offenses by classes was received and copies furnished each Councilman. This report covers the month of January 1950. Councilman Tolliver inquired as to the efforts of the Police Department to enforce the provisions of the ordinance relating to dealers in second hand goods. Mr Weller promised to enquire into the enforcement of this ordinance.
CLAIMS	Claims in the amount of \$43,424.94 as submitted by the Finance Department and approved by the City Manager were allowed and ordered paid on motion of Councilman Haskell, Bull second.
MIDGET AUTO RACES	Mr Weller reported that he has received an application for use of Lodi Stadium for midget auto races for the months from April to September 1950. He was instructed to have the application submitted in writing showing the financial responsibility and experience of the promoters.

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GALT - POUND The City Manager was instructed to comply with the request of the City of Galt, under such terms as might be mutually agreeable, allowing that City to use the facilities of the Lodi City Pound for disposition of impounded animals.

**FINAL MAP
WESTWOOD
HOMES
APPROVED** A final map, filed under the " Subdivision Map Act ", entitled " Westwood Homes " in Lot 9, Gerard Tract, was approved on the certificate of the City Engineer that this map is in substantial compliance with the tentative map approved by the City Planning Commission on January 23, 1950. Motion of Councilman Haskell, Bull second, acceptance of the public streets in this tract to be predicated on their improvement to city standards and requirements. Mayor Rinn endorsed the City Council's approval on this map.

**USE PERMIT
FRIENDLY
NEIGHBORHOOD
CHURCH** The use permit granted by the City Planning Commission on January 23, 1950 was limited to thirty days before becoming final in order to allow neighboring property owners an opportunity to protest against the use of the premises at 210 East Elm Street as a church by Friendly Neighborhood Church, to whom the Planning Commission had granted this permit.

**JOHNS & POHLE
COMPLAINY VS.** A letter from the City Planning Commission calling the City Council's attention to conditions obtaining at the " War Surplus Depot " operated by Johns and Pohle at 1130 South Cherokee Lane, described as industrial, being used as a wrecking and junk yard was referred to the City Manager. Mr Weller stated that he had been informed that the present lease expired June 30th of this year and would not be renewed.

**PETITION
ANNEXATION
HORTON** The petition of Ben L. Horton for annexation of a 150 foot by 735 foot strip along Cherokee Lane, North of Krieger Addition, was denied action for two weeks to allow a canvas of property owners to the north of this strip in order to ascertain if they would join with Horton in seeking annexation.

**SELF-SERVE
SERVICE
STATION
TOKAY OIL.** Tokay Oil Company, 1000 South Cherokee Lane, notified the City Council by letter that it contemplated operating it's service station at this address as a " serve-your-self " station. There being no ordinances regulating, prohibiting or permitting such means of operation, any action on this notice was put over to the February 15th meeting so that evidence, either for or against self service stations could be presented, to be used as a basis for regulatory ordinances, if any were found to be required.

**ORD. 406
FAIRMONT PARK
ANNEXATION
PASSED** ORDINANCE NO. 406 - APPROVING THE ANNEXATION OF " FAIRMONT PARK ADDITION " TO THE CITY OF LODI, CALIFORNIA, having been regularly introduced on January 18, 1950 was brought up for passage on motion of Councilman Bull, Tolliver second, second reading omitted, after reading by title, by unanimous consent, and then passed, adopted and ordered to print by the following vote:
AYES: Councilmen, Bull, Tolliver, Haskell, Lytle and Rinn
NOES: Councilmen, None. ABSENT: None.
Mayor Rinn then signed Ordinance No. 406 in approval thereof.

**ORD. 407
RESCINDING
MAHAFFEY
BUS FRANCHISE
ADOPTED** ORDINANCE NO. 407 - REPEALING ORDINANCE NO. 324 ADOPTED AND APPROVED MAY 15, 1946, GRANTING A FRANCHISE TO H. E. MAHAFFEY FOR THE OPERATION OF INTRA-MUNICIPAL MOTOR BUS LINES, having been regularly introduced on January 18, 1950, was brought up for passage on motion of Councilman Haskell, Bull second, second reading omitted, after reading by title, and then passed, adopted and ordered to print by the following vote:
AYES: Councilmen, Haskell, Bull, Lytle, Tolliver and Rinn.
NOES: Councilmen, None. ABSENT: None.
Mayor Rinn then signed Ordinance No. 407 in approval thereof.

Various suggestions for appointment to the proposed " Citizens Advisory Committee " were furnished the City Manager by members of the City Council with a view of distributing appointments geographically.

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RETIREMENT
PLAN TO
EMPLOYEES

The City Council then proceeded to discuss the proposed retirement and pension plan, copies of the tentative ordinance having been furnished each Councilman on January 18th. Mr Weller took notice of several changes suggested by City Attorney Glenn West, principally relating to the definitions of " Employee " and " member "; also, as relating to part time employees. It was unanimously determined by the City Council, that this suggested ordinance be referred to the City Employees for study as to its details and approval or disapproval, such action to determine further proceedings before the Council.

At 11:06 P.M. the City Council adjourned on motion of Councilman Tolliver.

Attest:


CITY CLERK